

Program, Nebraska, and S. 1338, to require the Secretary of the Interior, acting through the Bureau of Reclamation and the United States Geological Survey, to conduct a study on groundwater resources in the State of Alaska, after receiving testimony from John W. Keys III, Commissioner, Bureau of Reclamation, and Leslie Holland-Bartels, U.S. Geological Survey, both of the Department of the Interior; Edgar Blatchford, Alaska Department of Community and Economic Development, Anchorage; and Elmer McDaniels, Tumalo Irrigation District, Bend, Oregon.

### DIESEL EMISSIONS REDUCTION ACT

*Committee on Environment and Public Works:* Subcommittee on Clean Air, Climate Change, and Nuclear Safety concluded a hearing to examine S. 1265, to make grants and loans available to States and other organizations to strengthen the economy, public health, and environment of the United States by reducing emissions from diesel engines, after receiving testimony from Wayne Nastri, Regional Administrator, Region 9—Pacific Southwest Region, Environmental Protection Agency; Joseph P. Koncelik, Ohio Environmental Protection Agency, Columbus; Judge Margaret Keliher, Dallas County Commissioner's Court, Dallas, Texas; Michael S. Cross, Cummins, Inc., Columbus, Indiana; Conrad G. Schneider, Brunswick, Maine, on behalf of the Clean Air Task Force; Timothy J. Regan, Emissions Control Technology Association, Washington, D.C.; and Stuart Nemser, Compact Membrane Systems, Inc., Wilmington, Delaware.

### NORTH AMERICAN BORDER SECURITY

*Committee on Foreign Relations:* Committee concluded a hearing to examine North American cooperation on border security, after receiving testimony from Senators McCain, Cornyn, and Kennedy; Representative Harris; David V. Aguilar, Chief, U.S. Border Patrol, Customs and Border Protection, Department of Homeland Security; Perrin Beatty, Canadian Manufacturers and Exporters, Ottawa; and Jorge

Castaneda, former Foreign Minister of Mexico, Mexico City.

### FEDERAL FINANCIAL REPORTING

*Committee on Homeland Security and Governmental Affairs:* Subcommittee on Federal Financial Management, Government Information, and International Security concluded an oversight hearing to examine truth and transparency in Federal financial reporting, focusing on challenges Federal agencies face in meeting the requirements of the Improper Payments Information Act of 2002, as well as incentives for improved reporting, and elimination of improper payments in the Federal government, after receiving testimony from McCoy Williams, Director, Financial Management and Assurance, Government Accountability Office; Linda M. Combs, Controller, Office of Federal Financial Management, Office of Management and Budget; Tim Hill, Director, Office of Financial Management, Centers for Medicare and Medicaid Services, Department of Health and Human Services; and Kate Coler, Deputy Under Secretary of Agriculture, Food, Nutrition, and Consumer Services.

### MUSIC LICENSING REFORM

*Committee on the Judiciary:* Subcommittee on Intellectual Property held a hearing to examine music licensing reform issues, focusing on legal online music services, and equitable compensation of creators and copyright holders, receiving testimony from Marybeth Peters, Register of Copyrights, U.S. Copyright Office, Library of Congress; Rob Glaser, RealNetworks, Inc., Seattle, Washington, on behalf of the Digital Media Association; Rick Carnes, Songwriters' Guild of America, Nashville, Tennessee; Ismael Cuebas, Trans World Entertainment Corporation, Albany, New York, on behalf of the National Association of Recording Merchandisers; Glen Barros, Concord Music Group, Beverly Hills, California; Del R. Bryant, Broadcast Music, Inc., New York, New York; and David Israelite, National Music Publishers' Association, Washington, D.C.

Hearing recessed subject to the call.

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## House of Representatives

### Chamber Action

**Public Bills and Resolutions Introduced:** 57 public bills, H.R. 3204–3260; 1 private bill, H.R. 3261; and 7 resolutions, H. Con. Res. 206–207; and H. Res. 356–360, were introduced. **Pages H5739–41**

### Additional Cosponsors:

**Pages H5741–42**

**Reports Filed:** Reports were filed today as follows:

H.R. 2385, to make permanent the authority of the Secretary of Commerce to conduct the quarterly financial report program, amended (H. Rept.

109–164); and H.R. 3100, to authorize measures to deter arms transfers by foreign countries to the People's Republic of China, (H. Rept. 109–165).

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**Speaker:** Read a letter from the Speaker wherein he appointed Representative Burgess to act as speaker pro tempore for today.

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**Chaplain:** The prayer was offered today by Rabbi David Greene, Chabad-Lubavitch in Rochester, Minnesota.

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**Recess:** The House recessed at 9:22 a.m. and reconvened at 10 a.m.

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**Suspensions:** The House agreed to suspend the rules and pass the following measures:

*Excluding from consideration as income certain payments under the national flood insurance program:* H.R. 804, amended, to exclude from consideration as income certain payments under the national flood insurance program;

Pages H5646–49

*NASA and JPL 50th Anniversary Commemorative Coin Act:* H.R. 68, amended, to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the establishment of the National Aeronautics and Space Administration and the Jet Propulsion Laboratory; and

Pages H5649–55

*Commending the State of Kuwait for granting women important political rights:* Debated on Monday, July 11: H. Res. 343, commending the State of Kuwait for granting women certain important political rights, by a  $\frac{2}{3}$  yeas-and-nays vote of 420 yeas with none voting “nay”, Roll No. 368.

Pages H5676–77

**Suspension—Failed:** The House failed to agree to suspend the rules and pass the following measure:

*Providing that the House will focus on removing barriers to competitiveness of the U.S. economy:* H.R. 352, providing that the House of Representatives will focus on removing barriers to competitiveness of the United States economy, by a  $\frac{2}{3}$  yeas-and-nays vote of 242 yeas to 177 nays, Roll No. 367.

Pages H5655–61, H5676

**Occupational Safety and Health Small Business Day in Court Act of 2005:** The House passed H.R. 739, to amend the Occupational Safety and Health Act of 1970 to provide for adjudicative flexibility with regard to the filing of a notice of contest by an employer following the issuance of a citation or proposed assessment of a penalty by the Occupational Safety and Health Administration, by a yeas-and-nays vote of 256 yeas to 164 nays, Roll No. 369.

Pages H5677–86, H5706–07

Pursuant to H. Res. 351, the texts of H.R. 740, Occupational Safety and Health Review Commission Efficiency Act of 2005, H.R. 741, Occupational Safety and Health Independent Review of OSHA Citations Act of 2005, and H.R. 742, Occupational Safety and Health Independent Review of OSHA Ci-

tations Act of 2005, were appended to the engrossment of H.R. 739 and the bills H.R. 740, 741, and 742 were laid on the table.

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Also pursuant to H. Res. 351, the title of H.R. 739 was conformed to reflect the addition of the texts of H.R. 740, H.R. 741, and H.R. 742. Conformed so as to read: to amend the Occupational Safety and Health Act of 1970 to provide for adjudicative flexibility with regard to the filing of a notice of contest by an employer following the issuance of a citation or proposed assessment of a penalty by the Occupational Safety and Health Administration, to provide for greater efficiency at the Occupational Safety and Health Review Commission, to provide for judicial deference to conclusions of law determined by the Occupational Safety and Health Review Commission with respect to an order issued by the Commission, and to provide for the award of attorneys fees and costs to small employers when such employers prevail in litigation prompted by the issuance of a citation by the Occupational Safety and Health Administration.

H. Res. 351, the rule providing for consideration of the bill was agreed to by a recorded vote of 224 yeas to 189 nays, Roll No. 366, after agreeing to order the previous question by a yeas-and-nays vote of 223 yeas to 191 nays, Roll No. 365.

Pages H5661–76

**Occupational Safety and Health Review Commission Efficiency Act of 2005:** The House passed H.R. 740, to amend the Occupational Safety and Health Act of 1970 to provide for greater efficiency at the Occupational Safety and Health Review Commission, by a yeas-and-nays vote of 234 yeas to 185 nays, Roll No. 370.

Pages H5686–92, H5707

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Education & the Workforce, now printed in the bill, was adopted.

H. Res. 351, the rule providing for consideration of the bill was agreed to by a recorded vote of 224 yeas to 189 nays, Roll No. 366, after agreeing to order the previous question by a yeas-and-nays vote of 223 yeas to 191 nays, Roll No. 365.

Pages H5661–76

**Occupational Safety and Health Independent Review of OSHA Citations Act of 2005:** The House passed H.R. 741, to amend the Occupational Safety and Health Act of 1970 to provide for judicial deference to conclusions of law determined by the Occupational Safety and Health Review Commission with respect to an order issued by the Commission, by a yeas-and-nays vote of 226 yeas to 197 nays, Roll No. 371.

Pages H5692–98, H5708

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Education & the Workforce, now printed in the bill, was adopted.

H. Res. 351, the rule providing for consideration of the bill was agreed to by a recorded vote of 224 yeas to 189 nays, Roll No. 366, after agreeing to

order the previous question by a ye-and-nay vote of 223 yeas to 191 nays, Roll No. 365. **Pages H5661–76**

**Occupational Safety and Health Independent Review of OSHA Citations Act of 2005:** The House passed H.R. 742, to amend the Occupational Safety and Health Act of 1970 to provide for the award of attorneys' fees and costs to small employers when such employers prevail in litigation prompted by the issuance of a citation by the Occupational Safety and Health Administration, by a ye-and-nay vote of 235 yeas to 187 nays, Roll No. 372. **Pages H5698–H5706**

H. Res. 351, the rule providing for consideration of the bill was agreed to by a recorded vote of 224 ayes to 189 noes, Roll No. 366, after agreeing to order the previous question by a ye-and-nay vote of 223 yeas to 191 nays, Roll No. 365. **Pages H5661–76**

**Senate Message:** Message received from the Senate today appears on page H5642.

**Quorum Calls—Votes:** Seven ye-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H5674–75, H5675–76, H5676, H5676–77, H5706–07, H5707, H5708 and H5708–09. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and adjourned at 10:05 p.m.

## Committee Meetings

### U.S. COUNTERNARCOTICS PROGRAMS

*Committee on Appropriations:* Subcommittee on Foreign Operations, Export Financing, and Related Programs held a hearing on U.S. Counternarcotics Programs. Testimony was heard from the following officials of the Department of State: Ambassador Nancy Powell, Acting Assistant Secretary, Bureau for International Narcotics Control and Law Enforcement; and Jim Kunder, Assistant Administrator, USAID, Bureau for Asia and the Near East.

### CUSTOMS AND BORDER PROTECTION, DETENTION AND REMOVAL OPERATIONS

*Committee on Appropriations:* Subcommittee on Homeland Security held a hearing on Customs and Border Protection, Detention and Removal Operations. Testimony was heard from the following officials of the Department of Homeland Security: David Aguilar, Chief, U.S. Border Patrol; and Leonnard Kovensky, Acting Assistant Director, Detention and Removal Operations, Immigration and Customs Enforcement.

### SPACE ACQUISITION

*Committee on Armed Services:* Subcommittee on Strategic Forces held a hearing on space acquisition. Testimony was heard from GEN Lance W. Lord, USAF, Commander, U.S. Air Force Space Command, Department of Defense; Peter Rostan, Director, Advanced Science and Technology, National Reconnaissance Office; Robert Levin, Director, Acquisition and Sourcing Management, GAO; and A. Thomas

Young, former Chairman, Defense Science Board, Department of Defense.

### COORDINATION AMONG FEDERAL YOUTH DEVELOPMENT PROGRAMS

*Committee on Education and the Workforce:* Subcommittee on Select Education held a hearing entitled "Coordination Among Federal Youth Development Programs." Testimony was heard from Michael J. O'Grady, Assistant Secretary, Planning and Evaluation, Department of Health and Human Services; Richard G. Moore, Criminal and Juvenile Justice Planning Division, Department of Human Rights, State of Iowa; and public witnesses.

### NATIONAL FLOOD INSURANCE PROGRAM

*Committee on Financial Services:* Subcommittee on Housing and Community Opportunity held a hearing entitled "Flood Map Modernization and the Future of the National Flood Insurance Program." Testimony was heard from David I. Maurstad, Acting Mitigation Division Director and Federal Insurance Administrator, Emergency Preparedness and Response Directorate, Department of Homeland Security; William O. Jenkins, Director, Homeland Security and Justice, GAO; and public witnesses.

### THREAT CONVERGENCE AT THE BORDER

*Committee on Government Reform,* Subcommittee on Criminal Justice, Drug Policy and Human Resources held a hearing entitled "Threat Convergence at the Border: How Can We Improve the Federal Effort to Dismantle Criminal Smuggling Organizations?" Testimony was heard from Richard M. Stana, Director, Homeland Security and Justice, GAO.

### PROJECT BIOSHIELD

*Committee on Homeland Security:* Subcommittee on Emergency Preparedness, Science and Technology held a hearing entitled "Project BioShield: Linking Bioterrorism Threats and Countermeasure Procurement to Enhance Terrorism Preparedness." Testimony was heard from Stewart Simonson, Assistant Secretary, Office of Public Health Emergency Preparedness, Department of Health and Human Services; the following officials of the Department of Homeland Security: John Vitko, Jr., Director, Biological Countermeasures Portfolio, Directorate of Science and Technology; and Karen T. Morr, Acting Assistant Secretary, Office of Information Analysis, Information Analysis and Infrastructure Protection Directorate; and public witnesses.

### NUCLEAR FUEL REPROCESSING—ECONOMIC ASPECTS

*Committee on Science:* Subcommittee on Energy held a hearing on Economic Aspects of Nuclear Fuel Reprocessing. Testimony was heard from public witnesses.

### BRIEFING—INTELLIGENCE OVERVIEW

*Permanent Select Committee on Intelligence:* Subcommittee on Intelligence Policy met in executive